

1 PAUL, HASTINGS, JANOFSKY & WALKER LLP
2 THOMAS E. GEIDT (State Bar No. 80955) tomgeidt@paulhastings.com
3 LAURA B. SCHER (State Bar No. 243754) laurascher@paulhastings.com
4 55 Second Street
5 Twenty-Fourth Floor
6 San Francisco, CA 94105-3441
7 Telephone: (415) 856-7000
8 Facsimile: (415) 856-7100
9
10 Attorneys for Defendant
11 UNITED PARCEL SERVICE, INC.

12 M. VAN SMITH (State Bar No. 32007) mvsmith@sbcglobal.net
13 Attorney at Law
14 1696 Mendenhall Drive
15 San Jose, CA 95130
16 Telephone: (408) 364-1062
17 Facsimile: (408) 273-6496

18 Attorney for Plaintiffs
19 JEFFREY GIPPETTI
20 MANUAL ALVARADO
21 THOMAS DAVID BANBURY
22 THOMAS ROBERT GAZAY

E-FILED - 8/22/08

23 UNITED STATES DISTRICT COURT
24 NORTHERN DISTRICT OF CALIFORNIA
25 (San Jose Division)

26 JEFFREY GIPPETTI, MANUAL
27 ALVARADO, THOMAS DAVID
28 BANBURY, THOMAS ROBERT
GAZAY,

Case No. C-07-00812 RMW

**STIPULATION DISMISSING
PLAINTIFF JEFFREY GIPPETTI'S
ENTIRE ACTION WITH PREJUDICE
AND [REPOSED] ORDER THEREON**

Plaintiffs,

vs.

29 UNITED PARCEL SERVICE, INC., a
30 corporation, et al.,

31 Defendants.

32

33

34

35

36

37

38

Case No. C-07-00812 RMW

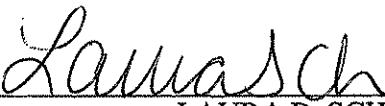
STIPULATION AND ORDER DISMISSING
GIPPETTI'S ENTIRE ACTION WITH PREJUDICE

1 IT IS HEREBY STIPULATED by and between the parties hereto, though their respective
2 counsel, that Plaintiff Jeffrey Gippetti's entire action shall be dismissed with prejudice pursuant
3 to FRCP 41(a), with each side to bear its own costs and attorneys' fees.

4

5 Dated: August 20, 2008

6 PAUL, HASTINGS, JANOFSKY & WALKER LLP

7 By: 
8 LAURA B. SCHER

9 Attorneys For Defendant
10 UNITED PARCEL SERVICE, INC.

11 Dated: August 5, 2008

12 M. VAN SMITH

13 By: 
14 M. VAN SMITH

15 Attorney For Plaintiffs
16 JEFFREY GIPPETTI, MANUAL ALVARADO,
17 THOMAS DAVID BANBURY and THOMAS
18 ROBERT GAZAY

19 **PROPOSED ORDER**

20 WHEREAS, the parties having stipulated, pursuant to FRCP 41(a) IT IS SO ORDERED
21 that Plaintiff Jeffrey Gippetti's entire action is dismissed with prejudice with each side to bear its
22 own costs and attorneys' fees.

23 Dated: 8/22, 2008

24 
25 HONORABLE RONALD M. WHYTE

26 LEGAL_US_W # 59721884.1